IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 2004 of 2005

Between:

S. Maheswara Rao, S/o. Appalaswamy,
D.NO. 24-1-3-6, K.M. Street, Vizianagaram.

..... PETITIONER

AND

1 The A.P., State Civil Supplies Corporation Ltd., (A State Government

Undertaking Regd. Office: 6-3-655/1/A, Civil Supoplies Bhavan,

Somajiguda, Hyderabad-82, rep. by its Vice Chairman

and Managing Director.
2 The District Manager APSCSCL., Vizianagaram.
3 A. Kotireddy, District Manager, APSCSCL., VIZIANAGARAM.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ, order or direction more particularly one in the nature of *Writ of Mandamus* declaring the action of the 1st respondent in not disposing of the petitioners representations dt. 11.9.2004 and 25.6.2004 which were made aggrieved by the Notice No. PDS. PROC.32(12)/2002-03, dt. 09.05.2003 issued by the 2nd respondent as arbitrary, illegal and violative of Article 14, 19 (1) (g) and 21 of the Constitution of India and consequently direct the 1st respondent to consider the petitioners representations dt. 11.9.2004 and 25.06.2004 and release the Security Deposit, Bank Guarantee and make payment of outstanding Bills accordingly.

Counsel for the Petitioner: MR.ANDERAVI KUMAR

Counsel for the Respondents: MR.THIMMA REDDY

The Court made the following:

ORDER:

Challenging the action of the first respondent in not disposing of the petitioner's representations dated 11.09.2004 and 25.06.2004, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned standing counsel appearing for the respondents.

As seen from the material on record, it is for the respondents to take appropriate decision whether the petitioner is entitled for releasing the bank guarantee and security deposit in accordance with the terms and conditions incorporated in the agreement dated 08.03.2002.

Without going into the merits of the case, the writ petition is disposed of with a direction to the first respondent to dispose of the petitioner's representations dated 11.09.2004 and 25.06.2004 and also to consider the case of the petitioner in accordance with the terms and conditions of the agreement and pass appropriate orders within a period of six weeks from the date of receipt of a copy of this order.

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(K.C. BHANU, J)

Date: 09.02.2005

Note: Issue C.C. by tomorrow.

B.O.

Ksn

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Vice Chairman and Managing Director,

A.P., State Civil Supplies Corporation Ltd.,

Registered Office at 6-3-655/1/A, Civil Supplies Bhavan,

Somajiguda, Hyderabad-82,

2 The District Manager APSCSCL., Vizianagaram.

3. Two C.D. copies

*Form-NIC-OGS/WP{**JGK**}*